

The Arc
High Street
Clowne
Derbyshire
S43 4JY

Date: 10th July 2018

To: Chairman & Members of the Council

Dear Sir or Madam,

You are summoned to attend a meeting of the Bolsover District Council on **Wednesday 18th July 2018 at 1000 hours in the Council Chamber, The Arc, High Street, Clowne.**

Notes for Members:

Register of Members' Interests - Members are reminded that a Member must within 28 days of becoming aware of any changes to their Disclosable Pecuniary Interests provide written notification to the Authority's Monitoring Officer.

You will find the contents of the agenda itemised on pages 2 to 3.

Yours faithfully,



Joint Head of Service - Corporate Governance & Monitoring Officer

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COUNCIL

AGENDA

WEDNESDAY 18th JULY 2018 AT 10:00 HOURS

Item No.		Page No.(s)
	PART 1 – OPEN ITEMS	
1.	Apologies for Absence	
2.	Declarations of Interest Members should declare the existence and nature of any Disclosable Pecuniary Interest and Non Statutory Interest as defined by the Members' Code of Conduct in respect of:- a) any business on the agenda b) any additional urgent items to be considered c) any matters arising out of the business of those items and withdraw from the meeting at the relevant time, if appropriate.	
3.	Chair's Announcements To receive any announcements that the Chair of the Council may desire to lay before the meeting.	
4.	Questions a) Questions submitted by the Public pursuant to Rule 8 of the Council Procedure Rules. b) Questions submitted by Members pursuant to Rule 9 of the Council Procedure Rules.	4 to 6 None
5.	Reports on urgency decisions taken by the Executive To receive a report from the Executive with details of any Key Decisions taken under special urgency provisions or Key Decisions which were exempt from Call In.	None
6.	Minutes To approve the Minutes of the Council meeting held on 20 th June 2018.	7 to 12

7. **Recommended Items**
None

 8. **Motions**
None

 9. **Annual Standards Report** 13 to 19
Report of Ruth Jaffray, Chair of Standards Committee

 10. **Derbyshire Institute of Sport**
Presentation by Chloe Maudsley of DIS

 11. **Bolsover and District Schools Sport Partnership**
Presentation by John Barker, Partnership Development
Manager of BDSSP

 12. **Housing and Community Safety**
Presentation by Peter Campbell
-

**PLEASE NOTE THAT FOLLOWING THIS MEETING MEMBERS ARE
ASKED TO REMAIN TO ATTEND A MEETING OF THE COUNCIL AS
TRUSTEES OF CRESWELL SWIMMING BATHS**

**FOLLOWING THE TRUSTEES MEETING MEMBERS MAY WISH TO STAY
FOR A PRESENTATION ON HS2.**

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Item 4 (a) Questions submitted by the Public pursuant to Rule 8 of the Council Procedure Rules.

i) Question submitted to Cllr Ann Syrett, Leader of the Council by Graham Heasman

HS2 have held Open Information Events in Chesterfield, Bolsover, Clay Cross, Newton and South Normanton between 4th June and 6th July.

Given the impact and disruption during construction that the HS2 project will have on the day to day living and commuting of the residents in Bolsover District, did HS2 Ltd. make Bolsover District Council and their Councillors aware that these public meetings were taking place and how many of our District councillors have been able to attend any of these important information events.

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Extract from the Council's Constitution

**PART 4
RULES OF PROCEDURE**

Council Procedure Rules

8. Questions by the Public

8.1 General.

- (a) Members of the public may ask questions of members of the Cabinet at ordinary meetings of the Council.
- (b) Time allowed for questions and answers shall not, without the consent of the Council, exceed 15 minutes, or in the case of one questioner, 5 minutes.
- (c) Questions and responses shall not be a matter of debate.

8.2 Notice of Questions.

A question may only be asked if notice has been given by delivering it in writing or by electronic mail to the Monitoring Officer no later than midday seven clear working days before the day of the meeting. Each question must give the name and address of the questioner and must name the Member of the Council to whom it is to be put.

8.3 Number of Questions.

At any one meeting no person may submit more than one question and no more than one question may be asked on behalf of any one organisation.

8.4 Scope of Questions.

The Monitoring Officer may reject a question if:

- (a) it is not about a matter for which the Council has a responsibility or which affects the District;
- (b) it is defamatory, frivolous or offensive;
- (c) it is substantially the same as a question which has been put at a meeting of the Council in the past six months;
- (d) it requires the disclosure of confidential or exempt information;
- (e) it breaches any procedure rule;
- (f) it relates to an item on the agenda for that Council meeting; or
- (g) it relates to a District Council planning application that is in the process of being determined.

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If a question is rejected the person who submitted it will be notified in writing before the meeting and given the reasons for the rejection.

8.5 Record of Questions.

The Monitoring Officer will enter each question in a book open to public inspection and will immediately send a copy of the question to the member to whom it is to be put. Rejected questions will include reasons for rejection. Copies of all questions will be circulated to all members and will be made available to the public attending the meeting.

8.6 Order of Questions.

Questions will be asked in the order of which notice of them was received, except that the Chairman of the Council may group together similar questions.

8.7 Asking the Question at the Meeting.

The Chairman of the Council will invite the questioner to put the question to the member named in the notice. If a questioner who has submitted a written question is unable to be present, the question will not be dealt with.

8.8 Supplementary Question.

A questioner who has put a question in person may also put one brief supplementary question without notice to the member who has replied to his or her original question. A supplementary question must arise directly out of the original request or reply. The Chairman of the Council may reject a supplementary question on any of the grounds in rule 8.5 above or if the question takes the form of a speech.

8.9 Response

An answer may take the form of:

- (a) a direct oral answer
- (b) where the desired information is in a council publication or another published work, a reference to that publication; or
- (c) a written answer circulated later to the questioner.

8.10 Reference of Question to the Executive or a Committee.

Unless the Chair of the Council decides otherwise, no discussion will take place on any question, but any Councillor may move that the matter raised by a question be referred to the Executive or the appropriate board or Committee. Once seconded, such a motion will be voted on without discussion.

BOLSOVER DISTRICT COUNCIL

Minutes of a meeting of the Bolsover District Council held in the Council Chamber, The Arc, Clowne, on 20 June 2018 at 10:00 hours.

PRESENT:-

Members:-

Councillor T. Munro in the Chair

Councillors T. Alexander, A. Anderson, P. Barnes, J.E. Bennett, R.J. Bowler, P.M. Bowmer, G. Buxton, T. Cannon, J.A. Clifton, T.J. Connerton, C.P. Cooper, P.A. Cooper, M.G. Crane, M. Dixey, M Dooley, S.W. Fritchley, R Heffer, A. Joesbury, D. McGregor, C.R. Moesby, B.R. Murray-Carr, K. Reid, J.E. Smith, P. Smith, S Statter, E. Stevenson, A.M. Syrett, R. Turner, K.F. Walker, B. Watson, D.S. Watson and J. Wilson.

Officers:-

D. Swaine (Joint Chief Executive Officer), L. Hickin (Joint Strategic Director - People), K. Hanson (Joint Strategic Director - Place), S. Sternberg (Joint Head of Corporate Governance & Monitoring Officer), D. Clarke (Joint Head of Finance and Resources and Section 151 Officer), A Westray-Chapman (Joint Head of Economic Development), Nicola Calver (Governance Manager).

0068. APOLOGIES

Apologies were received from Cllr M.J. Ritchie.

0069. URGENT ITEMS OF BUSINESS

There were no urgent items of business considered at the meeting.

0070. DECLARATIONS OF INTEREST

There were no interests declared at this meeting.

0071. CHAIRMAN'S ANNOUNCEMENTS

The Chairman was delighted to present a cheque to Sight Support Derbyshire on behalf the Council for funds raised during his 2017/18 Civic Year. The Chairman expressed his sincere thanks to the PA's to Chief Executive Officer and Partnership Team in supporting the roles of the Chairman and Vice Chairman throughout their first term in office.

BOLSOVER DISTRICT COUNCIL

0072. QUESTIONS

Members gave consideration to questions submitted by the public pursuant to Rule 8 of the Council Procedure Rules.

i) Question submitted to Cllr Ann Syrett, Leader of the Council by Judith Duvall

The Mineral Plan Community Action Group, was formed to represent the communities of Bolsover, Creswell, Eckington, Barlborough, etc. following an invitation from Derbyshire County Council (DCC) to contribute to their New Mineral Plan consultation process.

We anticipate working very closely with local elected members of Bolsover Town Council, Bolsover District Council and Derbyshire County Council on the development of the New Mineral Plan and specifically on the sections relating to Unconventional Gas Extraction (High Volume Hydraulic Fracturing) otherwise known as 'fracking'.

The group has already held a meeting with Bryn Walters (Principal Planner, Development Plans) and had communication with Michelle Spence (Team Leader, Development Plans) where our outline comments were submitted. We are now planning future meetings with the Mineral Plan officers in order to supply more detailed and fully researched and documented information.

A major concern at the present time is the proposal by the Oil and Gas Industry to take planning applications for exploratory drilling out of the hands of local planning authorities in order to speed up the planning process and the Government appear minded to support this wholly undemocratic step. It is for this reason we feel that a detailed and robust Mineral Plan for Derbyshire is essential in maintaining local control over planning and should be given a high priority.

We have grave concerns over many aspects of fracking with regard to public health, water supply, environmental contamination, noise and traffic management. The roles of the EA, HSE, public utilities for example, Severn Trent Water, together with local rescue service contingency plans should be examined closely as this is a new and wholly untried industry in the UK.

Importantly to note, Inspector Elizabeth Ord at the hearing of the North Yorkshire County Council's Mineral and Waste Development Plan was minded to accept the following proposals:

- Definitions of extraction processes of Conventional Gas Extraction, Exploratory Wells and most importantly, Unconventional Gas Extraction (High Volume Hydraulic Fracturing) should be clarified with some urgency.*
- Set back lines from residential buildings of 500m. (We would press for a minimum of 1000m).*

New research is constantly being resourced and published eg. a recent paper outlining the dangers of UGE in mining areas and proximity to faults was published by Prof.

BOLSOVER DISTRICT COUNCIL

Peter Styles of Keele University (former adviser to David Cameron) in April 2018 advising a set back distance of 850m from major fault lines.

At all times the Community Action Group wishes to work constructively and consult with local and county elected representatives together with their respective planning officers in order that best practice for Derbyshire is achieved.

We would like to ask the BDC:

For their recognition and acceptance of this group and its aims of working towards a comprehensive and detailed Mineral Plan together with how, in their view, this can best be achieved?

The Leader, on behalf of all Members, thanked Mrs Duvall for her question and concurred with her concerns and acknowledged the uncertainties around this matter. In light of the complexity of this issue the Leader undertook to provide a written response to Mrs Duvall and pledged the Council's support to any community group working on this matter.

SUPPLEMENTARY QUESTION

Mrs Duvall exercised her right to ask a supplementary question of the Leader of the Council and queried which Overview and Scrutiny Committee may oversee the development of a Mineral Plan.

The Leader confirmed that this matter was under the jurisdiction of Derbyshire County Council and, on advice of Cllr Clive Moesby, Mrs Duvall was signposted to County Councillor Martin Ford and contact details would be provided following the meeting.

0073. REPORTS ON SPECIAL URGENCY DECISIONS

No reports were considered under special urgency rules at this meeting.

0074. MINUTES OF PREVIOUS MEETING

Members gave consideration to the Minutes of the Annual Meeting of Council held on 23rd May 2018.

Moved by Cllr R Turner and seconded by Cllr A.Syrett

RESOLVED that the Minutes of the meeting of Council held on 23rd May 2018 be approved as a correct record and signed by the Chairman.

0075. RECOMMENDED ITEMS FROM OTHER STANDING COMMITTEES

There were no recommended items for consideration at this meeting.

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0076. MOTIONS

There were no motions on notice submitted for consideration at this meeting of Council.

0077. PAY POLICY STATEMENT

The Pay Policy Statement was withdrawn for consideration prior to the meeting and would be submitted to a future meeting of Council following consideration by the UECC.

0078. RECESS

At this point in the meeting Council held short recess in order to be joined by the Youth Council.

0079. YOUTH COUNCIL

Members gave consideration to a presentation given by the Bolsover District Youth Council (Young Voice). Young Voice consisted of 36 youth councillors representing six secondary schools within Bolsover District. They met four times a year and held their meetings either within the Council Chamber at the Arc, Clowne or at one of the composite schools.

The Youth Councillors expressed the importance of the work of Young Voice in helping local young people prepare for making decisions in the future, helping them to express their opinions, learning about democracy, and improving confidence and public speaking skills.

Young Voice had produced a manifesto which covered some of the key areas they felt were important for young people including focussing on feeling safe, physical health, mental health, and first aid. In their meetings, they had the chance to discuss a range of topics including 'the role of the Councillor' supported by Councillor T Munro (Chairman of the Council) and had received other guest speakers from organisations such as Derbyshire Fire and Rescue and the Scouts.

During the previous year, the Youth Council had focused on their priority of physical health and had worked hard to raise £3,730 for Teenage Cancer Trust. The priority for the forthcoming year was raising funds in support of awareness of mental health, and they had chosen the charity 'Young Minds to promote and be their beneficiary.

A number of questions had been devised by the Healthy Safe Clean and Green Committee and submitted to the Youth Council in advance of the meeting in order for them to prepare for a question and answer session with the Council. Members welcomed the opportunity to hold open discussions with the Youth Councillors, gaining insight around how better the Council should engage with young people,

BOLSOVER DISTRICT COUNCIL

assisting them to access council services, and give consideration to stereotyping of young people and its effects.

The Chairman expressed his sincere thanks on behalf of all Members to Young Voice; for the work that they had undertaken and for their honest and open responses provided during the meeting. All Members concurred, and expressed their pride in the young people of Bolsover District.

0080. SAVE A LIFE

The Chairman welcomed Rod Knox, Chief Executive of Virtual College Limited to the meeting, who gave a presentation on the Save A Life initiative. It was explained that, six years previous, Dr Cheryle Berry MBE had launched a plan to have a first aider on every street and in 2012 Bolsover District Council agreed to support this initiative.

When the project was launched it was believed that 7 out of 9 people wouldn't know the appropriate action to take in an emergency lifesaving situation. Mr Knox explained the Virtual College programme 'Save A Life' which registered over 1500 new learners each day. This resolution to first aid training was hoped to assist the target set of creating a life saver on every corner and it was hoped to register 250,000 learners by July 2019.

The product was explained in detail and a short video on CPR was shown to the meeting. Virtual College would be launching a national programme following roll out within Bolsover District. It was hoped that Bolsover District Council would be the first Council to fully support the project and each Member be prepared to 'save a life'.

The Leader spoke in support of the initiative and the importance of both mental and physical health, and pledged the Council's ongoing support to the programme.

Moved by Cllr T Munro and seconded by Cllr R Turner.

RESOLVED that the presentation on Save a Life be noted.

0081. UDG AWARDS

The Joint Head of Economic Development gave a video presentation to Council in relation to BDC's recent submission to the UDG awards where they had been selected as a finalist competing against larger Unitary and Metropolitan Councils within London and other major cities. The Director of the UDG had offered excellent feedback to Bolsover District, which was shared at the meeting.

Moved by Cllr A Syrett and seconded by Cllr T Munro.

RESOLVED that the presentation be noted.

BOLSOVER DISTRICT COUNCIL

0082. CHAIRMAN'S CLOSING REMARKS

The Chairman of the Council announced that for the forthcoming civic year, he intended to raise funds for the I-Venture Project which would afford for a group of young people from local secondary schools within the District to travel to South Africa to support local communities. These young people would engage in significant fund raising to support this experience.

The meeting concluded at 1120 hours

Bolsover District Council

Council

18th July 2018

Annual Report of the Standards Committee 2017/18

Report of the Chair of the Standards Committee

This report is public

Purpose of the Report

- The purpose of the Annual Report is to enable Council to review the work that has been undertaken by the Standards Committee during the municipal year 2017/18.

1 Report Details

- 1.1 The Standards Committee is chaired by an Independent Member, Mrs Ruth Jaffray who has been a co-optee on Standards Committee for a number of years and was appointed as Chair by Council on 30th November 2016.
- 1.2 The Annual Report is attached as **Appendix 1** to this report.

2 Conclusions and Reasons for Recommendation

- 2.1 To enable the Council to consider an Annual Report from the Standards Committee on its work during the municipal year 2017/18.

3 Consultation and Equality Impact

- 3.1 Not applicable.

4 Alternative Options and Reasons for Rejection

- 4.1 This report is to inform the Council of the work of the Standards Committee therefore there are no alternative options.

5 Implications

5.1 Finance and Risk Implications

- 5.1.1 None arising from this report.

5.2 Legal Implications including Data Protection

- 5.2.1 None arising from this report.

5.3 Human Resources Implications

5.3.1 None arising from this report.

6 Recommendations

6.1 That Council receive the Annual Report of the Standards Committee on its work during the municipal year 2017/18.

7 Decision Information

<p>Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds: <i>BDC: Revenue - £75,000</i> <input type="checkbox"/> <i>Capital - £150,000</i> <input type="checkbox"/> <i>NEDDC: Revenue - £100,000</i> <input type="checkbox"/> <i>Capital - £250,000</i> <input type="checkbox"/> <input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p>	No
<p>Is the decision subject to Call-In? (Only Key Decisions are subject to Call-In)</p>	No
<p>District Wards Affected</p>	All
<p>Links to Corporate Plan priorities or Policy Framework</p>	All

8 Document Information

Appendix No	Title
1	Annual Report of the Standards Committee 2017/18
<p>Background Papers (These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet (NEDDC) or Executive (BDC) you must provide copies of the background papers)</p>	
<p>Report Author</p>	
<p>Contact Number</p>	
Alison Bluff, Governance Officer	01246 242528



Standards Committee
Annual Report 2017/18

Standards Committee Annual Report 2017/18

Foreword from the Chair of the Standards Committee

I would like to take the opportunity to thank the Members on the Committee and the Independent Persons for their continued hard work and support in the work of the Committee during the year. The work of the Standards Committee remains central to the ethical and governance responsibilities of the Council which are an essential element in local government continuing to retain the trust of the public which it serves.

Mrs Ruth Jaffray

Co-opted Member

The Annual Report outlines the work of the Standards Committee during the municipal year 2017/18 and covers the following subjects:

- 1 Chair and Co-optees of the Committee 2017/18
- 2 Independent Persons
- 3 Complaints received during 2017/18
- 4 Policy and Constitution Review Work
- 5 Gifts and Hospitality
- 6 Guidance, reports and articles considered by the Committee
- 7 Consultations and survey results related to Standards

1 Chair and Co-optees of Standards Committee 2017/18

- 1.1 The Articles of the Constitution required that a co-opted member be appointed Chair of the Standards Committee. The Council therefore approved the appointment of Mrs Ruth Jaffray in November 2016, following the sad passing of Mr John Yates, former co-opted member and chair of the Committee.

2 Independent Persons

- 2.1 The Council had previously appointed Mr Stephen Wainwright and Mr Mike Wood to fulfil the roles as independent persons, who advise the Monitoring Officer on complaints against District or Parish Councillors and also advise Councillors who were the subject of complaints. Mr Mike Wood sadly passed away in August 2016.
- 2.2 Although the legislation allowed for only one independent person, the Council had agreed that a second appointment ensured flexibility and resilience. It was therefore agreed that a recruitment process would take place to appoint a second independent person and Mr Ian Kirk was selected as a suitable candidate for the vacant position for a 4 year term in August 2017.

3 Complaints received during 2017/18

- 3.1 11 complaints were received during the 2017/2018 municipal year with none of them resulting in further action being taken.

4 Policy and Constitution Review Work

4.1 Constitution Review

One of the functions of the Standards Committee was to undertake an annual review of the Council's Constitution to ensure it was up to date and in line with legislation and current circumstances. The Committee considered a number of areas that had been identified for review including;

- Scheme of Delegation to officers
- Shared Services Consultation Protocol and other aspects of the Joint Working arrangements relating to Chesterfield Borough Council
- Minute Books submission to Council
- Procedure Rules for Questions from the Public and by Councillors
- Role Profiles
- Minor wording changes or updating of job titles (housekeeping)
- Employee Code of Conduct
- Terms of Reference for Licensing Committee and DFGs

With regard to Procedure Rules for Questions from the Public, the Committee would monitor the effectiveness of the additional limits and review this again towards the end of 2018/19 as part of the next annual review of the Constitution.

4.2 Protocol on Member/Officer Relations

The purpose of the protocol was to provide guidance to Members and officers in their relations with one another, providing principles to be followed to achieve the

shared aim of enhancing and maintaining the integrity of local government through high standards of personal conduct.

Earlier this year, Standards Committee had consulted with all Members of the Council and the Strategic Alliance Management Team on the protocol and these were considered as part of the review.

Revisions were supported by the Committee and approved at Annual Council.

Whistle-blowing Policy Review

The Council had a joint Whistle-blowing Policy with North East Derbyshire District Council and a commitment to updating the policy on a regular basis to ensure it was fit for purpose. Minor changes had been made to the policy in relation to changes of various officer titles following the recent review of the management structure at the councils and also to clarify the form of Register.

RIPA Policy Review

The Standard Committee received an annual report on the use of RIPA powers as well as the review of the policy. Training was provided to officers on a regular basis to ensure awareness and the RIPA Policy had been amended to ensure it remained accurate and up to date in terms of working practices and named officers. There had been no changes in the relevant legislation or Codes of Practice since the last review.

5 Gifts and Hospitality

The Monitoring Officer had brought Standards Committee's attention to an audit recommendation to align Members limits for registering gifts and hospitality with that of the Council's employees. The Committee would consider the arrangements for this at a future meeting in 2018/19.

Advice was available from the Monitoring Officer, Deputy Monitoring Officer and Legal services in relation to any offer. Members and officers were encouraged to seek this advice where they had an issue.

6 Guidance, reports and articles considered by the Committee

Parliamentary Review on Intimidation in Elections

The Standards Committee had considered a report which provided details of a review undertaken by the Parliamentary Committee on Standards in Public Life on Intimidation in Elections.

The review had been commissioned by the Prime Minister following reports of a significant proportion of candidates and their supporters experiencing harassment, abuse and intimidation during the 2017 General Election and it was believed that the widespread use of social media platforms had been the most significant factor driving the behaviour. Social media companies and Government had met to consider how they may proactively address the issue and the Parliamentary Committee had made several recommendations to be implemented. Political

parties also had key responsibilities in tackling intimidatory behaviour undertaken by their members. The Parliamentary Committee had called for a Joint Cross Party Code of Conduct backed up by sanctions for intimidatory behaviour during Election campaigns to be ready by December 2018.

On a more local level, the Parliamentary Committee noted that candidates standing for election as County / District / Parish Councillors were required to publish their home addresses on ballot papers and this had been a significant factor in receipt of intimidatory behaviour. The Parliamentary Committee felt that candidates standing as local Councillors should have the option to publish only the Ward in which they lived on the ballot paper.

The Parliamentary Committee decided that a health check of Local Government would be timely and therefore it commissioned a review of Ethical Standards in Local Government. The two reviews were indeed connected and the Standards Committee at a previous meeting had formulated its collective response to the Parliamentary Committee.

The Full Review of the Parliamentary Committee is available to Members on request from the Governance Manager or Monitoring Officer.

7 Consultations and survey results related to Standards

Consultation on Ethical Standards by Committee on Standards in Public Life

The Committee on Standards in Public Life were undertaking a review of local government ethical standards.

The review would consider all levels of local government in England, including town and parish councils, principal authorities, combined authorities (including Metro Mayors) and the Greater London Authority (including the Mayor of London).

Standards Committee Members had fed into the consultation by providing a collective response to the consultation questions and had felt that it had offered them the opportunity to discuss ethical standards on a local and national basis. Standards Committee would revisit the questions and responses in April/May 2019.

The consultation questions and Standards Committee's collective response is available to Members on request from the Governance Manager or Monitoring Officer.

End of Report